

UNITED STATES DISTRICT COURT

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Civil Docket Number(s)
U.S. DISTRICT COURT
DISTRICT OF MASS
USDC-05-11348-NG
USDC-05-11603-NG

Joseph P. Schmitt, pro se
Plaintiff

v.

Robert Murphy, et al
Defendants

Plaintiff's Motion for Summary Judgment

Now comes the pro se plaintiff and moves this Honorable Court for Summary Judgment.

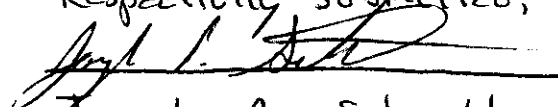
As grounds thereof, plaintiff states as follows.

1. As evidenced by Form USM-285 Process Receipt And Return, the U.S. Marshall conducted service upon all named defendants (exception being Robert J. Waitkevich) on September 5, 2006;
2. None of the lawfully served defendants have filed any response, motion, nor has any counsel for any of the named defendants file a notice of appearance in the above captioned cases;
3. Plaintiff is entitled to summary judgment pursuant

to Rule 56(a) of the Federal Rules of Civil Procedure.

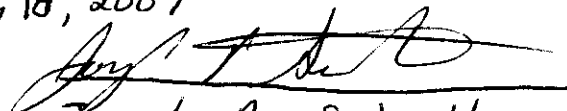
WHEREFORE, Joseph P. Schmitt, pro se Plaintiff in the above-captioned Actions, hereby respectfully request the court GRANT him Summary Judgment and schedule a hearing to determine damages and other such relief plaintiff is to be awarded.

Dated: January 18, 2007

Respectfully submitted,

Joseph P. Schmitt
Pro se Plaintiff
30 Administration Road
Bridgewater, Ma. 02324

Certificate Of Service

I, Joseph P. Schmitt, hereby certify, that a copy of the above motion was served upon all named defendants, served by U.S. Marshall on or about September 5, 2007, via inter department mail service on or about January 18, 2007


Joseph P. Schmitt